

WOODARD, EMHARDT, MORIARTY, MCNETT & HENRY LLP
PATENT & TRADEMARK ATTORNEYS

RECEIVED
CENTRAL FAX CENTER
OCT 02 2006

FACSIMILE TRANSMITTAL SHEET

TO:	U.S. Patent and Trademark Office	FROM:	Troy J. Cole
FAX NUMBER:	571.273.8300	DATE:	October 2, 2006
YOUR REFERENCE NUMBER:	Serial No.: 10/688,561	TOTAL NO. OF PAGES INCLUDING COVER:	2
	Inventor: David W. Burke et	SENDER'S REFERENCE NUMBER:	7404-556
	Filing Date: October 17, 2003	RE:	
	Group Art 1743		

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☒ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Attached please find:

- | | | |
|---|---|--|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Response to Missing Parts/Incomplete Application | <input type="checkbox"/> Request for Refund |
| <input type="checkbox"/> Credit Card Form PTO-2038 | <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> After Allowance communication to Group |
| <input type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Declaration | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Preliminary | <input type="checkbox"/> Copy of Formalities Letter | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After final | <input type="checkbox"/> Drawings | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> With affidavits/declarations | <input type="checkbox"/> Licensing-related Papers | <input checked="" type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Petition | <input type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Petition to Convert to a Provisional Application | |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> CD, Number of CD(s) | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | |
| <input type="checkbox"/> Terminal Disclaimer | | |

THIS MESSAGE IS INTENDED ONLY FOR THE ADDRESSEE(S) IDENTIFIED ABOVE.

It may contain privileged, confidential, attorney work product, or trade secret information that is exempt from disclosure under applicable laws. If you are not the intended recipient, or an employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this message is strictly prohibited. If you have received this facsimile in error, please notify the sender immediately by telephone and return the facsimile (and all copies) to the sender by mail at the above address. The sender will reimburse you for reasonable expenses incurred. Thank you.

WOODARD, EMHARDT, MORIARTY, MCNETT & HENRY
BANK ONE CENTER/TOWER
111 MONUMENT CIRCLE, SUITE 3700
INDIANAPOLIS, IN 46204-5137
PHONE: (317) 634-3456
FAX: (317) 637-7561

468-10:TJC::422575

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

David W. Burke et al.

Serial No. 10/688,561

Filed October 17, 2003

SYSTEM AND METHOD FOR
DETERMINING AN ABUSED SENSOR
DURING ANALYTE MEASUREMENT

Before the Examiner

Not Yet Known

Group Art Unit 1743

October 2, 2006

RECEIVED
CENTRAL FAX CENTER
OCT 02 2006STATUS REQUESTCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


Sir:

More than six months have passed since we received the last communication from the U.S. Patent and Trademark Office, which was an estimate for a receipt of an Office Action dated February 17, 2006. Please advise us as to the status of the above-identified patent application.

No additional fees are believed to be necessary, however, should any fees be deemed required, the Commissioner is authorized to charge such fees to Deposit Account No. 23-3030, but is not to include payment of issue fees.

Respectfully submitted,

By:


Troy J. Cole
Reg. No. 35,102
Woodard, Embardt, Moriarty,
McNett & Henry LLP
Bank One Center/Tower
111 Monument Circle, Suite 3700
Indianapolis, IN 46204-5137
(317) 634-3456

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office to 571.273.8300 on the date shown below.

Troy J. Cole

Print name of person signing certification


Signature

October 2, 2006

Date of Signature